



PATENT
Customer No. 22,852
Attorney Docket No. 08048.0018-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jean-Louis H. GUERET) Group Art Unit: 3751
)
Application No.: 09/986,021) Examiner: K. Prunner
)
Filed: November 7, 2001)
)
For: PRODUCT APPLICATION)
DEVICE INCLUDING A DIP TUBE)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed with a Request for Continued Examination (RCE) and fulfills the submission requirement under 37 C.F.R. §1.114 for filing the RCE.

Copies of the listed documents, including any copending patent applications, are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicant submits the following remarks:

1. **CH 406 544** - An English language translation of this document is submitted herewith.
2. **DE 39 38 347** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
3. **DE 938 658** - An English language translation of this document is submitted herewith.
4. **EP 0 743 263** - An abstract of the disclosure of the document can be found in the English language Derwent Abstract submitted herewith.
5. **EP 1 020 135** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
6. **EP 1 044 625** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
7. **FR 1 461 630** - An English language translation of this document is submitted herewith.
8. **FR 2 502 472** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.
9. **FR 2 588 457** - An English language translation of this document is submitted herewith.
10. **FR 2 633 498** - This document is believed to be related to U.S. Patent No. 5,096,319, submitted herewith
11. **FR 2 744 602** - This document is believed to be related to U.S. Patent No. 5,865,194, submitted herewith

12. **FR 2 750 406** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith .

13. **FR 2 754 458** - This document is believed to be related to U.S. Patent No. 5,890,828 submitted herewith.

14. **FR 2 792 296** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents.


Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

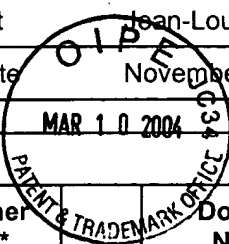
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 10, 2004

By: 
Anthony M. Gutowski
Reg. No. 38,742

INFORMATION DISCLOSURE CITATION

Atty. Docket No. 08048.0018-00	Application No. 09/986,021
Applicant Jean-Louis H. GUERET	
Filing Date November 7, 2001	Group: 3751



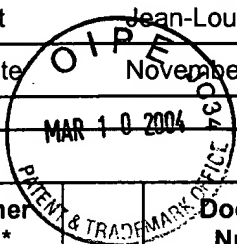
U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
	813,813	Feb. 27, 1906	Munroe			
	1,534,259	Apr. 21, 1925	Dempsey			
	1,573,036	Feb. 16, 1926	Bowman			
	1,580,690	Apr. 13, 1926	Sierad et al.			
	2,311,367	Feb. 16, 1943	Chambers			
	2,554,302	May, 22, 1951	Keskitalo			
	2,554,489	May 29, 1951	Crane			
	2,807,816	Oct. 1, 1957	O'Brien			
	3,209,769	Oct. 5, 1965	Gobin			
	3,266,079	Aug. 16, 1966	Schwartzman			
	3,345,673	Oct. 10, 1967	Schwartzman			
	3,540,448	Nov. 17, 1970	Sunnen			
	3,862,806	Jan. 28, 1975	Brown			
	3,871,390	Mar. 18, 1975	Spatz			
	4,089,609	May 16, 1978	Gring et al.			
	4,752,147	June 21, 1988	Persi			
	4,795,063	Jan. 3, 1989	Sekiguchi et al.			
	5,002,415	Mar. 26, 1991	Gueret			
	5,052,592	Oct. 1, 1991	Wilken et al.			
	5,088,849	Feb. 18, 1992	Johnson et al.			
	5,096,319	Mar. 17, 1992	Gueret			

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce

INFORMATION DISCLOSURE CITATION

Atty. Docket No. 08048.0018-00	Application No. 09/986,021
Applicant Jean-Louis H. GUERET	
Filing Date November 7, 2001	Group: 3751



U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
	5,178,300	Jan. 12, 1993	Haviv et al.			
	5,188,472	Feb. 23, 1993	Sgro			
	5,324,127	Jun. 28, 1994	Cortez			
	5,692,846	Dec. 2, 1997	Schwarzberg			
	5,865,194	Feb. 2, 1999	Gueret			
	5,890,828	Apr. 6, 1999	Gueret			
	5,945,076	Aug. 31, 1999	Leonard et al.			

FOREIGN PATENT DOCUMENTS

Document Number	Date	Country	Class	Sub Class	Translation Yes or No
CA 1 288 391	Sep. 3, 1991	Canada			
CH 406 544	Jan. 31, 1996	Switzerland			Yes
DE 39 38 347	May 23, 1991	Germany			Abstract
DE 938 658	Jan. 5, 1956	Germany			Yes
EP 0 263 329	Apr. 13, 1988	Europe			
EP 0 374 339	Jun. 27, 1990	Europe			
EP 0 380 183	Aug. 1, 1990	Europe			
EP 0 743 263	Nov. 20, 1996	Europe			Abstract
EP 1 044 625	Oct. 18, 2000	Europe			Abstract
FR 1 461 630	Feb. 20, 1967	France			Yes

Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce

INFORMATION DISCLOSURE CITATION

Atty. Docket No. 08048.0018-00	Application No. 09/986,021
Applicant Jean-Louis H. GUERET	
Filing Date November 7, 2001	Group: 3751

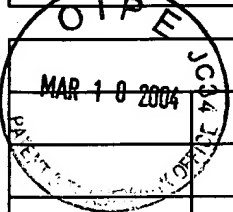
FOREIGN PATENT DOCUMENTS							
	Document Number	Date	Country	Class	Sub Class	Translation Yes or No	
	FR 2 502 472	Oct. 1, 1982	France			Abstract	
	FR 2 588 457	Apr. 17, 1987	France			Yes	
	FR 2 633 498	Jan. 5, 1990	France			No	
	FR 2 744 602	Aug. 14, 1997	France			No	
	FR 2 750 406	Jan. 2, 1998	France			Abstract	
	FR 2 754 458	Apr. 17, 1998	France			No	
	FR 2 792 296	Oct. 20, 2000	France			Abstract	
	GB 1 105 590	Mar. 6, 1968	Great Britain				
	GB 2 137 181	Oct. 3, 1984	Great Britain				
	UK 1,158,412	July 16, 1969	UK				
	WO 91/12197	Aug. 22, 1991	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
	Co-pending Application No. 09/482,685; Attorney Docket No. 05725.0517-00000 Title: DEVICE FOR DISPENSING AND APPLYING A PRODUCT Inventor(s): Jean-Louis H. GUERET U.S. Filing Date: January 14, 2000
	Co-pending Application No. 09/550,588; Attorney Docket No. 05725.0560-00000 Title: APPLICATOR AND APPLICATOR ASSEMBLY EQUIPPED WITH SUCH AN APPLICATOR Inventor(s): Jean-Louis H. GUERET U.S. Filing Date: April 17, 2000
	Co-pending Application No. 09/981,184; Attorney Docket No. 08048.0019-00 Title: APPLICATION DEVICE, SYSTEM, AND METHOD Inventor: Jean-Louis H. GUERET U.S. Filing Date: October 18, 2001

Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce

INFORMATION DISCLOSURE CITATION

Atty. Docket No.	08048.0018-00	Application No.	09/986,021
Applicant	Jean-Louis H. GUERET		
Filing Date	November 7, 2001	Group:	3751



OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	English language Derwent Abstract of DE 39 38 347, May 23, 1991.
	English language Derwent Abstract of EP 0 743 263, Nov. 20, 1996.
	English language Derwent Abstract of EP 1 020 135, Jul. 19, 2000.
	English language Derwent Abstract of EP 1 044 625, Oct. 18, 2000.
	English language Derwent Abstract of FR 2 502 472, Oct. 1, 1982.
	English language Derwent Abstract of FR 2 750 406, Jan. 2, 1998
	English language Derwent Abstract of FR 2 792 296, Oct. 20, 2000.
	English language translation of CH 406 544.
	English language translation of FR 2 588 457
	English language translation of German Patent No. 938 658, Jan. 5, 1956
	English language translation of French Patent No. 1,461,630
	Office communication dated February 6, 2003, from U.S. Patent and Trademark Office in Co-pending Application No. 09/981,184, Attorney Docket No. 08048.0019-00
	Response to Office communication of February 6, 2003, filed in USPTO March 3, 2003, in Co-pending Application No. 09/981,184, Attorney Docket No. 08048.0019-00
	Office communication dated May 22, 2003 from U.S. Patent and Trademark Office in Co-pending Application No. 09/981,184, Attorney Docket No. 08048.0019-00
	Response to Office communication of May 22, 2003, filed on September 30, 2003, in Co-pending Application No. 09/981,184, Attorney Docket No. 08048.0019-00

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce